

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 270 be amended to read as follows:

- 1           Page 7, between lines 38 and 39, begin a new paragraph and insert:  
2           "SECTION 12. IC 12-10-10-4, AS AMENDED BY P.L.246-2005,  
3           SECTION 99, IS AMENDED TO READ AS FOLLOWS  
4           [EFFECTIVE JULY 1, 2006]: Sec. 4. (a) As used in this chapter,  
5           "eligible individual" means an individual who:  
6               (1) is a resident of Indiana;  
7               (2) is:  
8                   (A) at least sixty (60) years of age; or  
9                   (B) disabled;  
10           (3) has assets that do not exceed five hundred thousand dollars  
11           (\$500,000), as determined by the division; ~~and~~  
12           (4) qualifies under criteria developed by the board as having an  
13           impairment that places the individual at risk of losing the  
14           individual's independence, as described in subsection (b); **and**  
15           **(5) beginning July 1, 2006, is able to establish that the**  
16           **individual has applied for assistance under the state Medicaid**  
17           **program and the individual:**  
18               **(A) is waiting for an eligibility determination by the office**  
19               **of the secretary;**  
20               **(B) has been denied Medicaid coverage by the office of the**  
21               **secretary;**  
22               **(C) has been determined to be eligible for a Medicaid**  
23               **waiver but has been placed on the waiver's waiting list; or**  
24               **(D) is receiving services under a Medicaid home and**  
25               **community-based waiver but requires an additional service**  
26               **that is:**  
27                   **(i) not covered under the Medicaid program;**  
28                   **(ii) covered under the program; and**  
29                   **(iii) necessary in order to prevent the placement of the**  
30               **individual in an institution.**  
31           (b) For purposes of subsection (a), an individual is at risk of losing  
32           the individual's independence if the individual is unable to perform two

- 1 (2) or more activities of daily living. The use by or on behalf of the  
2 individual of any of the following services or devices does not make the  
3 individual ineligible for services under this chapter:  
4 (1) Skilled nursing assistance.  
5 (2) Supervised community and home care services, including  
6 skilled nursing supervision.  
7 (3) Adaptive medical equipment and devices.  
8 (4) Adaptive nonmedical equipment and devices."  
9 Renumber all SECTIONS consecutively.  
(Reference is to SB 270 as printed January 27, 2006.)

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Senator MILLER